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U.S. Patent and Trademark Office; U.S. DEPARTMENT OF COMMERCE

# **PETITION FOR REVIVAL OF AN APPLICATION FOR PATENT ABANDONED UNINTENTIONALLY UNDER 37 CFR 1.137(b)**

Docket Number (Optional)  
22148-00004-US2

First named inventor: Adrian F. Ionescu

Application No.: 10/595,415

Art Unit: 2821

Filed: April 17, 2008

Examiner: D. K. Wong

Title: BALLAST PROTECTING DEVICE

Attention: Office of Petitions  
Mail Stop Petition  
Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450  
FAX (571) 273-8300

NOTE: If information or assistance is needed in completing this form, please contact Petitions Information at (571) 272-3282.

The above-identified application became abandoned for failure to file a timely and proper reply to a notice or action by the United States Patent and Trademark Office. The date of abandonment is the day after the expiration date of the period set for reply in the office notice or action plus an extensions of time actually obtained.

## **APPLICANT HEREBY PETITIONS FOR REVIVAL OF THIS APPLICATION**

NOTE: A grantable petition requires the following items:

- (1) Petition fee;
- (2) Reply and/or issue fee;
- (3) Terminal disclaimer with disclaimer fee - required for all utility and plant applications filed before June 8, 1995; and for all design applications; and
- (4) Statement that the entire delay was unintentional.

### **1. Petition fee**

- ☒ Small entity-fee \$ 810.00 (37 CFR 1.17(m)). Applicant claims small entity status. See 37 CFR 1.27.
- ☐ Other than small entity - fee \$ \_\_\_\_\_ (37 CFR 1.17(m))

### **2. Reply and/or fee**

A. The reply and/or fee to the above-noted Office action in the form of Response to Notification of Missing Parts (Oath/Declaration) (Identify type of reply):

- ☐ has been filed previously on \_\_\_\_\_
- ☒ is enclosed herewith.

B. The issue fee and publication fee (if applicable) of \$ \_\_\_\_\_

- ☐ has been paid previously on \_\_\_\_\_
- ☐ is enclosed herewith.

[Page 1 of 2]

This collection of information is required by 37 CFR 1.137(b). The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.11 and 1.14. This collection is estimated to take 1.0 hour to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Mail Stop Petition, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

If you need assistance in completing the form, call 1-800-PTO-9199 and select option 2.

I hereby claim the benefit under Title 35, United States Code, §120 of the United States application(s) listed below and, insofar as the subject matter of each of the claims of this application is not disclosed in the prior United States application in the manner provided by the first paragraph of Title 35, United States Code, §112, I acknowledge the duty to disclose all information that is material to patentability in accordance with Title 37, Code of Federal Regulations, §1.56 which became available to me between the filing date of the prior application and the national or PCT International filing date of this application:

☒ no such U.S./PCT applications have been filed. ☐ such U.S./PCT application have been filed as follows:

Application Number	Date of Filing	Status (patented, pending, abandoned)

Direct all correspondence to: ☒ The address associated with Customer Number: **30678** OR ☐ Correspondence address below

Name

Address

City

Country

ZIP **20006**

Email

I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under 18 U.S.C. 1001 and that such willful false statements may jeopardize the validity of the application or any patent issued thereon.

**NAME OF SOLE INVENTOR:**

☒ A petition has been filed for this unsigned inventor

Given Name (first and middle (if any)) **Adrian Florentine** Family Name or Surname **Ionescu**

Inventor's Signature **Deceased** Date

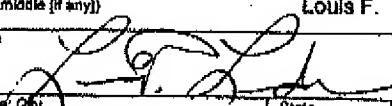
Residence: City State Country Citizenship

Mailing Address:

City State Zip Country

**NAME OF SIGNATORY signing on behalf of Adrian F. Ionescu:**

Given Name (first and middle (if any)) **Louis F.** Family Name or Surname **Lindauer**

Signature  Date **11/20/08**

Residence: City **Wilmington** State **DE** Country **USA** Citizenship **US**

Mailing Address: **42 Butternut Court**

City **Wilmington** State **DE** Zip **19810** Country **USA**

Relationship to Inventor: **President of Power Control Technologies, Inc., the assignee of the entire right, title and interest of the invention.**